

UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: Ronald Brown MILLER, et al.
 Serial No.: To Be Assigned
 Filed: Simultaneously Herewith
 For: **PHARMACEUTICAL FORMULATION**

PRO 2/02
 02/09/02
 5-8-02

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
 Washington, D.C. 200231

February 5, 2002

Sir:

Applicants respectfully request that the application filed herewith be amended as follows:

IN THE SPECIFICATION

On page 1, after the title of the invention, please **insert** the following paragraph:

-- This Application is a continuation of U.S. Application No. 09/043,321, filed
 July 27, 1998, hereby incorporated by reference. --

Please insert the attached substitute abstract as page

IN THE CLAIMS:

Please **amend** the claims as follows:

- (Amended) A solid, oral, controlled release pharmaceutical dosage form which comprises a pharmaceutically active ingredient having a solubility in water of greater than 1 gm in 250ml water at 25°C, said active ingredient dispersed in a matrix wherein the dosage form provides, as tested by the Ph. Eur. Basket method at 100 rpm 900 ml